

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JOHN QUINTON MORIMOTO,	)	
	)	CASE NO. C12-0981-RSL-MAT
Petitioner,	)	
	)	
v.	)	
	)	ORDER RE: PENDING MOTIONS
RON FRAKER, et al.,	)	
	)	
Respondents.	)	
_____	)	

Petitioner John Quinton Morimoto proceeds *pro se* in this habeas corpus matter pursuant to 28 U.S.C. § 2254. The Court now considers several pending motions in this matter. Having considered the motions, along with the balance of the record, the Court does hereby find and ORDER as follows:

(1) Petitioner filed a motion for extension of time to file a responsive brief in this matter. (Dkt. 20.) Respondent does not object to the thirty-day extension of time requested. (Dkt. 21.) Finding the request reasonable, petitioner's motion for an extension of time (Dkt. 20) is GRANTED. Respondent's Answer (Dkt. 16) is hereby RENOTED for consideration on

01 **October 5, 2012.** Petitioner may file and serve a response no later than **October 1, 2012**, and  
02 respondent may file and serve a reply no later than **October 5, 2012.**

03 (2) Petitioner also filed a consolidated motion for discovery, to perpetuate  
04 testimony, and for an evidentiary hearing (Dkt. 8) and a motion for subpoena duces tecum (Dkt.  
05 10). Respondent submitted an opposition to the consolidated motion (Dkt. 14) and, in  
06 response, petitioner filed a motion to stay the hearing on his consolidated motion until the Court  
07 determines the merits of his habeas petition (Dkt. 15). Because the motion for subpoena duces  
08 tecum also seeks discovery, the Court presumes petitioner also seeks to stay consideration of  
09 that motion. The Court further GRANTS petitioner's motion for a stay in the consideration of  
10 his discovery-related motions. (Dkt. 15.) Petitioner's consolidated motion (Dkt. 8) and his  
11 motion for subpoena duces tecum (Dkt. 10) are hereby RENOTED for consideration on  
12 **October 5, 2012.**

13 (3) The Clerk shall direct copies of this Order to the parties and to the Honorable  
14 Robert S. Lasnik.

15 DATED this 29th day of August, 2012.

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18 Mary Alice Theiler  
19 United States Magistrate Judge  
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